

providing rights and powers of bondholders in event of default; re-enacting the remainder of said Section 10 without change; containing a severability clause; and declaring an emergency.

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 8, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 510, An Act creating the County Court at Law of Bell County; providing for its jurisdiction, terms, personnel, and practice; and declaring an emergency.

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Sent to Governor

May 8, 1967

S. B. No. 510

S. B. No. 517

S. C. R. No. 36

FIFTY-SEVENTH DAY

(Tuesday, May 9, 1967)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Hightower
Bates	Jordan
Bernal	Mauzy
Berry	Moore
Blanchard	Parkhouse
Brooks	Patman
Christie	Ratliff
Cole	Reagan
Connally	Schwartz
Creighton	Strong
Grover	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

Absent—Excused

Hall Kennard

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leaves of Absence

Senator Kennard was granted leave of absence for today on account of important business on motion of Senator Blanchard.

Senator Hall was granted leave of absence for today on account of illness on motion of Senator Word.

Motion to Dispense With Morning Call

Senator Blanchard asked unanimous consent to dispense with the Morning Call.

There was objection.

Senator Blanchard then moved to dispense with the Morning Call.

The motion was lost by the following vote:

Yeas—9

Aikin	Creighton
Bates	Hardeman
Berry	Hightower
Blanchard	Word
Cole	

Nays—15

Bernal	Parkhouse
Brooks	Patman
Christie	Ratliff
Grover	Reagan
Harrington	Schwartz
Herring	Wade
Mauzy	Watson
Moore	

Absent

Connally	Strong
Hazlewood	Wilson
Jordan	

Absent—Excused

Hall Kennard

Message From the House

Hall of the House of Representatives

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 46, Instructing the Texas Education Agency to develop a course of instruction concerning good citizenship in either the sixth or seventh grade.

H. B. No. 162, A bill to be entitled "An Act concerning the franchise tax; amending Subsection (1), Article 12.01, Chapter 12, Title 122A "Taxation-General," Revised Civil Statutes of Texas, as amended, levying a franchise tax and stating the tax base on which said tax is applied; levying an additional franchise tax on taxable debt allocable to Texas; providing for the dates of applicability of such additional tax; defining taxable debt and providing for allocation of such taxable debt; providing an effective date; providing a saving clause; providing for severability and declaring an emergency."

H. B. No. 434, A bill to be entitled "An Act to define scrap metal, to define scrap metal dealers; to require scrap metal dealers to keep records of certain transactions; to file reports concerning certain transactions; to keep such articles separate for 7 days; to prescribe penalties; repealing all laws in conflict, providing a severability clause; and declaring an emergency."

H. B. No. 561, A bill to be entitled "An Act amending Section (2) of Article 21.04, titled 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended, pertaining to the tax lien of the State of Texas; and declaring an emergency."

H. J. R. No. 27, House Joint Resolution Proposing an amendment to Section 33, Article XVI, Constitution of the State of Texas, to allow State officers and employees to hold, under given conditions, other offices and positions under this State or the United States.

H. B. No. 844, A bill to be entitled "An Act relating to the petition and service of process in adoption proceedings involving non-consenting parents; prescribing a limitation of actions; amending Sections 1a and 6, Chapter 177, general laws, Acts of the 42nd Legislature, Regular Session, 1931, as amended (Article 46a,

Vernon's Texas Civil Statutes), and adding new Sections 1d and 1e; and declaring an emergency."

H. B. No. 889, A bill to be entitled "An Act relating to detaching territory from one school district and annexing it to a contiguous school district; amending Section 1, Chapter 47, Acts of the 41st Legislature, 1st Called Session, 1929 (Article 2742f, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 1025, A bill to be entitled "An Act relating to rule-making powers of the State Board of Dental Examiners; amending Article 4551d, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

S. C. R. No. 68, Commending Stephen F. Austin State College for honoring Stephen Fuller Austin on the 174th anniversary of his birth by dedicating their official homecoming ceremony to his memory, and setting aside November 3, 1967, as an occasion for annual celebration in Texas in honor of Stephen Fuller Austin.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Resolution 572

Senator Christie offered the following resolution:

Whereas, One of El Paso's best known citizens has been honored by being named "Senior College Coach of the Year" by the Texas Sports Writers Association; and

Whereas, Don Haskins, Head Basketball Coach of University of Texas at El Paso, was accorded this recognition for demonstrating unusual ability and initiative in the accomplishment of many outstanding feats with the 1965-66 Basketball Team which he coached to the NCAA Championship; and

Whereas, Coach Haskins has had an outstanding athletic career, being a member of the Enid High School All-State Basketball Team in 1948, made several all-tournament teams during his college career and played on conference championship teams two of his three varsity seasons under the able Coach Hank Iba at Oklahoma State University, played with the Artesia, New Mexico, REA

Travellers in the National Industrial Basketball League; and

Whereas, He began his coaching career at Benjamin High School at Benjamin, Texas, where he had a 21-10 record; while coaching at Hedley, Texas, winning three district championships with a record of 114-24; in Dumas, Texas, his teams won 25, lost 7, captured district and regional titles and lost by a point in the semi-finals of the State AAA Championship tournament; and

Whereas, Coach Haskins has the enviable record while at Texas Western College, now the University of Texas at El Paso, of winning 128 and losing 31, having 3rd defensive team nationally in 1961-62, 3rd defensively and 1st in rebound nationally in 1962-63, 9th rank UPI team, 2nd defensive, 4th in average scoring over opponents, 7th in fewest fouls, 4th in rebounds and went to NCAA Midwest finals and produced the school's first All-American, Jim (Bad News) Barnes, in 1963-64, came on strong after a slow start for a 18-9 record and first appearance in NIT, finishing No. 4 in team defense despite frequent injuries in 1964-65; and

Whereas, The Orangemen of UTEP were 23-1 at the end of the regular season in 1965-66 and won five games in the NCAA Tournament to run their season mark to 28-1, the best in the school's history, won the Midwest Regional NCAA Tournament with an 81-80 victory over Kansas and took the 1966 National Championship with a 72-65 win over Kentucky. The 1966 NCAA Tournament was the fourth post-season tournament for his team; and

Whereas, He is married to the former Mary Gorman of Bartlesville, Oklahoma, and they have four sons: Mark, Brent, Steven, and David; and

Whereas, The members of the Senate share with the people of El Paso and Texas their pride in the many achievements of this outstanding young man; now, therefore, be it

Resolved, That the Senate of the State of Texas of the 60th Legislature commend Don Haskins for his splendid record and for his interest in good sportsmanship and character building in the State of Texas; and be it further

Resolved, That a copy of this Resolution be presented to Don Haskins as a token of sentiment of the Sen-

ate for his outstanding service to his State.

The resolution was read and was adopted.

Reports of Standing Committees

Senator Patman submitted the following reports:

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Agriculture and Livestock, to which was referred S. B. No. 590, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PATMAN, Chairman.

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Agriculture and Livestock, to which was referred S. B. No. 327, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

PATMAN, Chairman.

Senator Cole submitted the following reports:

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 266, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

COLE, Chairman.

C. S. S. B. No. 266 was read the first time.

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B.

No. 528, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLE, Chairman.

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B. No. 874, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLE, Chairman.

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B. No. 692, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLE, Chairman.

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B. No. 1165, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLE, Chairman.

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B. No. 941, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended, and be printed.

COLE, Chairman.

Senator Parkhouse submitted the following report:

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 1256, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PARKHOUSE, Chairman.

Senator Creighton submitted the following report:

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to which was referred S. B. No. 12, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

CREIGHTON, Chairman.

C. S. S. B. No. 12 was read the first time.

Senator Christie submitted the following reports:

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 1167, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CHRISTIE, Vice-Chairman.
WORD

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 113, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CHRISTIE, Vice-Chairman.
WORD

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 132, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CHRISTIE, Vice-Chairman.
WORD

Senator Aikin submitted the following reports:

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Finance, to which was referred S. B. No. 257, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

AIKIN, Chairman.

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Finance, to which was referred H. C. R. No. 48, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Finance, to which was referred H. B. No. 876, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Rules, to which was referred S. R. No. 33, have had the same under consider-

ation, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Senator Word submitted the following report:

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Legislative, Congressional and Judicial Districts, to which was referred S. B. No. 429, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

WORD, Chairman.

Senator Christie submitted the following reports:

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 308, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CHRISTIE, Vice-Chairman
WORD

Bills and Resolutions Signed

The President signed in the presence of the Senate after the captions had been read, the following enrolled bills and resolutions:

H. B. No. 1222, A bill to be entitled "An Act changing the duties of certain county officials in certain counties, etc.; and declaring an emergency."

H. B. No. 450, A bill to be entitled "An Act conveying certain real estate of Texas A&M University to the city of Jacksonville, Texas; and declaring an emergency."

H. B. No. 252, A bill to be entitled "An Act relating to the registration and use of apiary equipment brands; providing a penalty for tampering with brands and a prima facie rule; and declaring an emergency."

H. B. No. 301, A bill to be entitled "An Act to amend Section 89 of Article XI, Acts 50th Legislature, Regular Session 1947, Chapter 421, page 967, repealing all laws and parts of laws in conflict; and declaring an emergency."

H. B. No. 501, A bill to be entitled "An Act defining an Eligible District as any independent school district which has an incorporated city and the campus of an institution of higher learning of the State of Texas (a State University or College) located wholly or partially within its boundaries; authorizing any Eligible District to contract for the use of stadium and other athletic facilities owned or controlled by other entities; authorizing the pledge of annual maintenance taxes to the payment of the consideration for any such contract provided that such tax is voted at an election; and declaring an emergency."

H. B. No. 509, A bill to be entitled "An Act relating to facilities under control and management of the Texas Department of Mental Health and Mental Retardation; authorizing the Department to operate halfway houses and community centers; amending Section 2.17, Chapter 67, Acts of the 59th Legislature, Regular Session, 1965 (codified as Section 2.17, Article 5547-202, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 1162, A bill to be entitled "An Act to authorize certain state-supported colleges to charge a \$5.00 fee to retire certain outstanding bonds, etc., and declaring an emergency."

H. B. No. 1096, A bill to be entitled "An Act relating to an increased maintenance tax in certain county-line common school districts, and declaring an emergency."

H. B. No. 601, A bill to be entitled "An Act providing for validation of the creation of Titus County Fresh Water Supply District No. 1, etc., and declaring an emergency."

H. B. No. 578, A bill to be entitled "An Act relating to Boards of Trustees of community centers for mental health and mental retardation services; amending certain Sections of Article 3, Chapter 67, Acts of the 59th Legislature, Regular Session,

1965, (codified as Article 5547-203, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 614, A bill to be entitled "An Act amending Article 3.50 of the Insurance Code of Texas, Acts 1951, 52nd Legislature, Chapter 491, Section 1 (1) (d) and Section 1 (5) (d) and Section 1 (6) (d) so as to allow the maximum amount of insurance on any employee to equal 200 percent of the annual compensation of that employee or \$50,000.00, which ever is lesser, and providing for severability, repealing all laws in conflict herewith; and declaring an emergency."

H. B. No. 605, A bill to be entitled "An Act relating to penalties for transportation of animals from areas under quarantine; amending Section 21, Chapter 53, Acts of the 41st Legislature, 1st Called Session, 1929, (Article 1525c, Vernon's Texas Penal Code), and Section 4, Chapter 118, Acts of the 57th Legislature, Regular Session, 1961, (Article 1525g, Vernon's Texas Penal Code); and declaring an emergency."

H. B. No. 936, A bill to be entitled "An Act amending Subsection 3 of Section 3, Chapter 470, Acts of the 45th Texas Legislature, Regular Session, 1937 as amended, relating to termination of membership in the Teacher Retirement System of Texas; providing that absence from service does not terminate membership under certain conditions; and declaring an emergency."

H. B. No. 801, A bill to be entitled "An Act amending Section 3, Chapter 43, Acts of the 57th Legislature, 3rd Called Session, 1962, to provide that two members of the Angleton Drainage District Board of Supervisors may sign vouchers issued for disbursement of district funds; and declaring an emergency."

H. B. No. 624, A bill to be entitled "An Act amending Article 2101, Revised Civil Statutes of Texas, 1925, as amended, relating to interchangeable juries, by adding Section 5 to provide that the article applies to counties with two district courts and a domestic relations court and that in such counties the county judge shall participate with the district judges in the organization and super-

vision of juries; and declaring an emergency."

H. C. R. No. 72, In memory of Mr. and Mrs. J. Claude Wells.

H. C. R. No. 53, Urging the Congress of the United States to amend federal income tax laws so as to increase parent's tax exemption for children who are students.

H. C. R. No. 119, In memory of Mrs. Ruth Parker.

S. B. No. 285, A bill to be entitled "An Act providing for the sale of certain unsold school lands and the issuance of patent to the City of Port Arthur with all oil, gas, and other minerals reserved to the State, along with leasing rights; and containing an emergency clause."

S. B. No. 395, A bill to be entitled "An Act authorizing the Texas Employment Commission to sell and convey certain land located in the City of Corpus Christi, Nueces County, Texas; prescribing the procedure, terms and conditions of sale; disposition of the proceeds; and declaring an emergency."

S. B. No. 187, A bill to be entitled "An Act relating to counties eligible to use jury wheels in selecting jurors; adding Subsection (k) to Article 2094, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency."

S. B. No. 166, A bill to be entitled "An Act relating to the cost of artificial appliances furnished to employees by the Texas Employer's Insurance Association; amending Section 7-e, Article 8306, Revised Civil Statutes of Texas, 1925, as added; and declaring an emergency."

S. C. R. No. 65, Extending Congratulations to Dallas Board of Realtors on its Fiftieth Anniversary.

S. C. R. No. 66, Designating space used by Ladies Lounge on third floor, east wing, to be assigned to the Senate for its use.

S. C. R. No. 62, Commending the Byer-Rolnick Corporation.

House Bills and Resolutions on First Reading

The following bills and resolutions received from the House, were read

the first time and referred to the Committees indicated.

H. B. No. 166, to Committee on Counties, Cities and Towns.

H. B. No. 292, to Committee on Jurisprudence.

H. B. No. 419, to Committee on Counties, Cities and Towns.

H. B. No. 456, to Committee on Counties, Cities and Towns.

H. B. No. 560, to Committee on Game and Fish.

H. B. No. 574, to Committee on Counties, Cities and Towns.

H. B. No. 599, to Committee on State Affairs.

H. B. No. 650, to Committee on Counties, Cities and Towns.

H. B. No. 718, to Committee on Counties, Cities and Towns.

H. B. No. 733, to Committee on Water and Conservation.

H. B. No. 734, to Committee on Water and Conservation.

H. B. No. 735, to Committee on Water and Conservation.

H. B. No. 736, to Committee on Water and Conservation.

H. B. No. 737, to Committee on Water and Conservation.

H. B. No. 805, to Committee on Water and Conservation.

H. B. No. 885, to Committee on Counties, Cities and Towns.

H. B. No. 859, to Committee on State Affairs.

H. B. No. 878, to Committee on Counties, Cities and Towns.

H. B. No. 931, to Committee on Counties, Cities and Towns.

H. B. No. 939, to Committee on Game and Fish.

H. B. No. 1029, to Committee on Water and Conservation.

H. B. No. 1062, to Committee on Water and Conservation.

H. B. No. 1122, to Committee on Water and Conservation.

H. B. No. 1188, to Committee on Counties, Cities and Towns.

H. B. No. 1228, to Committee on Counties, Cities and Towns.

H. C. R. No. 46, to Committee on Education.

H. J. R. No. 27, to Committee on Constitutional Amendments.

H. B. No. 162, to Committee on Jurisprudence.

H. B. No. 434, to Committee on Jurisprudence.

H. B. No. 561, to Committee on Jurisprudence.

H. B. No. 844, to Committee on Jurisprudence.

H. B. No. 889, to Committee on Education.

H. B. No. 1025, to Committee on Public Health.

Report of Standing Committee

Senator Christie by unanimous consent submitted the following report:

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 456, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CHRISTIE, Vice-Chairman
WORD

Senate Joint Resolution 39 on First Reading

Senator Parkhouse moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a resolution, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

Aikin	Berry
Bates	Blanchard
Bernal	Brooks

Christie	Moore
Cole	Parkhouse
Connally	Patman
Creighton	Ratliff
Grover	Reagan
Hardeman	Schwartz
Harrington	Strong
Hazlewood	Wade
Herring	Watson
Hightower	Wilson
Jordan	Word
Mauzy	

Absent—Excused

Hall	Kennard
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The following resolution was then introduced, read first time and referred to the Committee indicated:

By Senators Parkhouse and Herring:

S. J. R. No. 39, Proposing an amendment to Subsection (a) of Section 62, Article XVI of the Constitution of Texas, relating to establishment of a retirement, disability and death compensation fund for officers and employees of the State, so as to create as an agency of the State of Texas and the Employees Retirement System of Texas, vesting the general administration and responsibility of the proper operation of said system in a state board of trustees to be known as the State Board of Trustees of the Employees Retirement System of Texas, authorizing said Board to invest assets of said system in various obligations and subjects of investment, subject to certain restrictions stated therein and such other restrictions as may hereafter be provided by law; providing that contributions of members and the State shall not exceed at any time six per centum (6%) of the compensation paid to each such person by the State; providing that such Amendment shall be self-enacting; providing for the necessary election, form of ballot, proclamation, and publication and declaring Legislative intent that the adoption of this Joint Resolution shall constitute repeal of S. J. R. No. 3 previously adopted by this, the 60th Legislature so that the propositions as set forth in this resolution may be submitted to the voters of this State in lieu of the propositions contained in S. J. R. No. 3.

To the Committee on Constitutional Amendments.

Senate Bill 353 With House Amendments

Senator Word called S. B. No. 353 from the President's Table for consideration of the House amendments to the bill.

The President laid the bill and the following House amendments before the Senate:

Committee Amendment 1

Amend S. B. No. 353 by striking all below the enacting clause and substituting the following:

Section 1. Each of the official shorthand reporters for the 8th Judicial District, the 40th Judicial District, and the 123rd Judicial District shall receive a salary of not less than \$6,600 nor more than \$9,000 per annum, said salary to be fixed, determined and set by the judge of each District Court and shall be in addition to transcript fees, fees for statements of facts and all other fees. From and after the time that said judge shall have entered an order in the minutes of said court, which order shall be a public record and open for inspection, stating specifically the amount of salary to be paid to said reporter, and shall have filed a copy of said order with the commissioners court of each county within said district, the salary so determined, fixed, and set shall be paid monthly out of the general fund or the jury fund or any fund available for the purpose, by the counties composing the judicial district in accordance with the proportion that the population of each county bears to the total population of the judicial district according to the last preceding federal census.

Sec. 2. In addition to the duties required in the district court, the reporter for the 40th Judicial District shall also, when available and required, report cases tried in the County Court of Ellis County, Texas.

Sec. 3. From and after the passage of this Act, all provisions of the law relating to the appointment, qualifications, and duties of official shorthand reporters in this state, and as to allowances to them of transcript fees and hotel and traveling expenses, shall govern, except that when the salary of any one of the official shorthand reporters for the 8th, 40th, or the 123rd Judicial District shall

have been determined in the manner and within the limits prescribed by this Act, said salary shall be paid to said official shorthand reporter as provided in this Act, and not otherwise.

Sec. 4. The fact that each of the official shorthand reporters of the 8th, 40th, and the 123rd Judicial District is paid a salary which is below the present standard for comparable services and that an adjustment in salary is necessary forthwith, together with the importance of this legislation, create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended; and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Committee Amendment 2

Amend S. B. No. 353 by striking all above the enacting clause and substituting the following:

S. B. No. 353, A bill to be entitled "An Act prescribing the minimum and maximum salary to be paid to each of the official shorthand reporters for the 8th, 40th, and the 123rd Judicial District; prescribing the method of fixing and paying such salary; providing for additional duties by the reporter of the 40th Judicial District in the County Court of Ellis County, Texas; and declaring an emergency."

The House amendments were read.

Senator Word moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—29

Aikin	Hightower
Bates	Jordan
Bernal	Mauzy
Berry	Moore
Blanchard	Parkhouse
Brooks	Patman
Christie	Ratliff
Cole	Reagan
Connally	Schwartz
Creighton	Strong
Grover	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

Absent—Excused

Hall Kennard

Senate Bill 599 on First Reading

Senator Patman moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

Aikin	Hightower
Bates	Jordan
Bernal	Mauzy
Berry	Moore
Blanchard	Parkhouse
Brooks	Patman
Christie	Ratliff
Cole	Reagan
Connally	Schwartz
Creighton	Strong
Grover	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

Absent—Excused

Hall Kennard

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Patman:

S. B. No. 599, A bill to be entitled "An Act relating to the selection of directors for water control and improvement districts in certain counties; amending Chapter 25, General Laws, Acts of the 39th Legislature, Regular Session, 1925, as amended; and declaring an emergency."

To the Committee on Water and Conservation.

Communication From the Governor

The following communication received from the Governor was read and was filed with the Secretary of the Senate:

May 5, 1967.

To the Senate, Sixtieth Legislature, Regular Session:

I disapprove and veto Senate Bill 290 for the following reasons:

In a message to the Legislature on

January 27, 1965, I said that "... proliferation of governing boards is retarding the development of a coordinated state system of higher education designed to achieve excellence. . . ."

My view of this matter has not changed. No data have been presented which alter my conviction that we now have too many governing boards, not too few, for our colleges and universities.

Senate Bill 290 would remove West Texas State University from the jurisdiction of the Board of Regents, State Senior Colleges, and place the institution under the management of a new and separate Board.

Senate Bill 290 is not designed to offer the hope for unity, promise of order, and move toward quality which must guide our legislative effort in behalf of Texas higher education.

Our twenty-two State senior colleges and universities are now governed by twelve separate boards. Senate Bill 290 would add a thirteenth and would establish a clear precedent for further division and disunity.

House Bill No. 1, 59th Legislature, Regular Session, 1965 (codified as Article 2919e-2, Vernon's Annotated Civil Statutes of Texas) established the Coordinating Board, Texas College and University System, as an agency "... to provide leadership and coordination for the Texas higher education system, institution and governing boards, to the end that the State of Texas may achieve excellence for college education of its youth. . . ."

Senate Bill 290 is at variance with this basic goal of the Higher Education Coordinating Act of 1965.

Section 5 of Senate Bill 290 provides that "the scope of work and activities" of West Texas State University under a separate Board of Regents may be "... increased or diminished, altered or changed in any manner deemed by the new Governing Board to be conducive to the betterment of the services offered, or which may be offered. . . ." This language may inadvertently exempt West Texas State University from coordination by the Coordinating Board, Texas College and University System. According to Attorney General's Opinion V-990 dated January 26, 1950, the latest expression of legislative will governs when two stat-

utes are in conflict, regardless of their effective dates.

Accordingly, I herewith veto and return Senate Bill 290.

Respectfully submitted,
JOHN CONNALLY,
Governor.

Senate Bill 598 on Second Reading

Senator Berry asked unanimous consent to suspend the regular order of business and take up S. B. No. 598 for consideration at this time.

There was objection.

Senator Berry then moved to suspend the regular order of business and take up S. B. No. 598 for consideration at this time.

The motion prevailed by the following vote:

Yeas—22

Bates	Harrington
Bernal	Herring
Berry	Jordan
Blanchard	Mauzy
Brooks	Moore
Christie	Reagan
Cole	Schwartz
Connally	Strong
Creighton	Wade
Grover	Wilson
Hardeman	Word

Nays—7

Aikin	Patman
Hazlewood	Ratliff
Hightower	Watson
Parkhouse	

Absent—Excused

Hall	Kennard
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The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 598, A bill to be entitled "An Act providing for an expression of public opinion on the question of legalized pari-mutual wagering on horse races in Texas; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Record of Votes

Senators Aikin and Patman asked to be recorded as voting "Nay" on

the passage of the bill to engrossment.

Motion to Place Senate Bill 598 on Third Reading

Senator Berry moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 598 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

Yeas—20

Bates	Hardeman
Bernal	Harrington
Berry	Jordan
Blanchard	Mauzy
Brooks	Reagan
Christie	Schwartz
Cole	Strong
Connally	Wade
Creighton	Wilson
Grover	Word

Nays—9

Aikin	Parkhouse
Hazlewood	Patman
Herring	Ratliff
Hightower	Watson
Moore	

Absent—Excused

Hall	Kennard
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Motion to Place Senate Bill 174 on Second Reading

Senator Blanchard asked unanimous consent to suspend the regular order of business and take up S. B. No. 174 for consideration at this time.

There was objection.

Senator Blanchard then moved to suspend the regular order of business and take up S. B. No. 174 for consideration at this time.

The motion was lost by the following vote (not receiving two-thirds vote of the Members present):

Yeas—17

Aikin	Blanchard
Bates	Cole
Bernal	Hardeman
Berry	Hazlewood

Hightower	Strong
Moore	Wade
Parkhouse	Wilson
Reagan	Word
Schwartz	

Nays—11

Brooks	Jordan
Christie	Mauzy
Creighton	Patman
Grover	Ratliff
Harrington	Watson
Herring	

Absent

Connally

Absent—Excused

Hall

Kennard

Report of Standing Committee

Senator Moore by unanimous consent submitted the following report:

Austin, Texas,

May 8, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Constitutional Amendments to which was referred S. J. R. No. 39, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Chairman.

BATES

BERRY

HARDEMAN

PARKHOUSE

STRONG

MAUZY

HARRINGTON

Senate Joint Resolution 39
Ordered Not Printed

On motion of Senator Parkhouse and by unanimous consent S. J. R. No. 39 was ordered not printed.

Message From the House

Hall of the House of Representatives

Austin, Texas,

May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House refused to concur in Senate amendments to H. B. No. 514 and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

S. C. R. No. 67, Recall S. B. 438 from the Governor's Office.

S. C. R. No. 69, In honor of Mayor Lester Palmer.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Joint Resolution 39
on Second Reading

Senator Parkhouse moved that Senate Rules 13, 32 and 38 and the Constitutional Rule requiring resolutions to be read on three several days be suspended and that S. J. R. No. 39 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Hightower
Bates	Jordan
Bernal	Mauzy
Berry	Moore
Blanchard	Parkhouse
Brooks	Patman
Christie	Ratliff
Cole	Reagan
Connally	Schwartz
Creighton	Strong
Grover	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

Absent—Excused

Hall

Kennard

The President then laid before the Senate on its second reading and passage to engrossment the following resolution:

S. J. R. No. 39, Proposing an amendment to Subsection (a) of Section 62, Article XVI of the Constitution of Texas, relating to establishment of a retirement, disability and death compensation fund for officers and employees of the State, so as to create as an agency of the State of Texas the Employees Retirement

System of Texas, vesting the general administration and responsibility of the proper operation of said system in a state board of trustees to be known as the State Board of Trustees of the Employees Retirement System of Texas, etc.

The resolution was read the second time and was passed to engrossment.

Senate Joint Resolution 39 on Third Reading

The Constitutional Rule requiring bills to be read on three several days having been suspended the President laid S. J. R. No. 39 before the Senate on its third reading and final passage.

The resolution was read the third time and was passed by the following vote:

Yeas—29

Aikin	Hightower
Bates	Jordan
Bernal	Mauzy
Berry	Moore
Blanchard	Parkhouse
Brooks	Patman
Christie	Ratliff
Cole	Reagan
Connally	Schwartz
Creighton	Strong
Grover	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

Absent—Excused

Hall	Kennard
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Senate Concurrent Resolution 64 on Second Reading

Senator Brooks asked unanimous consent to suspend the regular order of business and take up S. C. R. No. 64 for consideration at this time.

There was objection.

Senator Brooks then moved to suspend the regular order of business and take up S. C. R. No. 64 for consideration at this time.

The motion prevailed by the following vote:

Yeas—24

Bates	Berry
Bernal	Brooks

Christie	Mauzy
Cole	Moore
Connally	Parkhouse
Creighton	Patman
Grover	Reagan
Harrington	Schwartz
Hazlewood	Strong
Herring	Wade
Hightower	Wilson
Jordan	Word

Nays—5

Aikin	Ratliff
Blanchard	Watson
Hardeman	

Absent—Excused

Hall	Kennard
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The President laid before the Senate the following resolution:

S. C. R. No. 64, Creating an interim committee on Emergency Hospital Treatment.

The resolution was read and was adopted.

Record of Votes

Senators Hardeman, Ratliff and Reagan asked to be recorded as voting "Nay" on the adoption of the above resolution.

Senate Resolution 591

Senator Christie offered the following resolution:

Whereas, It is the desire of the Senate of the State of Texas to recognize the many outstanding citizens of the City of El Paso who this day are visiting the seat of our State government; and

Whereas, These interested citizens from the far reaches of West Texas have left the full and busy schedules of their daily business duties in order that they may actually see the democratic processes of our great state in action; and

Whereas, These inhabitants of our fifth largest city by their actions are demonstrating the concern and desire of all the people of the State of Texas and the United States of America in the quest for the betterment of all; now, therefore be it

Resolved, That the Senate of the Sixtieth Legislature salutes and congratulates these individuals for their efforts and commends the good

citizens of El Paso on their interest in our governmental functions and invites them to return as guests of the Senate at any time.

The resolution was read and was adopted.

Senator Christie by unanimous consent presented the guests. The Mariachi Band accompanying the guests rendered several selections for the pleasure of the Senate.

Recess

Senator Aikin moved the Senate take recess to 2:00 o'clock p.m. today.

Senator Mauzy moved the Senate take recess to 3:00 o'clock p.m. today.

Question first on the motion by Senator Mauzy to take recess until 3:00 o'clock p.m. today, "Yeas" and "Nays" were demanded.

The motion was lost by the following vote:

Yeas—9

Brooks	Patman
Harrington	Schwartz
Hightower	Strong
Jordan	Wilson
Mauzy	

Nays—19

Aikin	Hardeman
Bates	Herring
Bernal	Moore
Berry	Parkhouse
Blanchard	Ratliff
Christie	Reagan
Cole	Wade
Connally	Watson
Creighton	Word
Grover	

Absent

Hazlewood

Absent—Excused

Hall Kennard

Question next on the motion to take recess until 2:00 o'clock p.m. today, the motion prevailed.

Accordingly, the Senate at 12:00 o'clock m. took recess until 2:00 o'clock p.m. today.

After Recess

Senator Aikin called the Senate to order at 2:00 o'clock p.m. today.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 477, A bill to be entitled "An Act to add to the Insurance Code (Acts of 1951, 52nd Legislature, Chapter 491) a new article providing that insurance companies, as defined herein, may be placed under supervision if, upon an examination or at any other time, it appears to the Commissioner of Insurance that any such insurance company be insolvent, etc., and declaring an emergency."

(With Amendments.)

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Committee Substitute Senate Bill 249 on Second Reading

Senator Hightower asked unanimous consent to suspend the regular order of business and take up C. S. S. B. No. 249 for consideration at this time.

There was objection.

Senator Hightower then moved to suspend the regular order of business and take up C. S. S. B. No. 249 for consideration at this time.

The motion prevailed by the following vote:

Yeas—20

Aikin	Herring
Berry	Hightower
Brooks	Parkhouse
Christie	Patman
Cole	Reagan
Connally	Strong
Creighton	Wade
Grover	Watson
Hardeman	Wilson
Harrington	Word

Nays—5

Bernal	Ratliff
Blanchard	Schwartz
Mauzy	

Absent

Bates Jordan
Hazlewood Moore

Absent—Excused

Hall Kennard

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

C. S. S. B. No. 249, A bill to be entitled "An Act amending Chapter Seventeen of the Code of Criminal Procedure (Acts 1965, 59th Legislature, Regular Session, Chapter 722, Chapter Seventeen thereof, page 373) by adding thereto a new Article 17.39 providing that whoever, having been admitted to bail for appearance before any court of record of this state, incurs a forfeiture of the bail and willfully fails to surrender himself within thirty (30) days following the date of such forfeiture, shall, if the bail was given in connection with a charge of felony or pending appeal after conviction of any offense, or if the bail was given in connection with a charge of committing a misdemeanor, or for appearance as a witness, be fined or imprisoned; providing penalties for violation; providing further that nothing herein shall interfere with or prevent the exercise by any court of its power to punish for contempt; repealing all laws in conflict; providing for severability; and declaring an emergency."

The bill was read the second time.

(President in the Chair.)

Senator Hardeman offered the following amendment to the bill:

Amend C. S. S. B. No. 249 by striking out the figure \$2,000.00 and inserting in lieu the figure \$5,000.00 and strike the word "two" and insert "five" in Sec. 1, and by striking out the figure \$500.00 and inserting in lieu the figure \$1,000.00.

The amendment was read and failed of adoption by the following vote:

Yeas—6

Bates Ratliff
Connally Watson
Hardeman Word

Nays—19

Aikin Bernal

Brooks Mauzy
Christie Parkhouse
Cole Patman
Creighton Reagan
Grover Schwartz
Harrington Strong
Herring Wade
Hightower Wilson
Jordan

Absent

Berry Hazlewood
Blanchard Moore

Absent—Excused

Hall Kennard

Senator Schwartz offered the following amendment to the bill:

Amend S. B. No. 249 by adding the words "knowingly and" before the word "willfully" in Section 1 on line 44 thereof.

The amendment was read and was adopted.

Senator Mauzy offered the following amendment to the bill:

Amend S. B. No. 249, Section 1 by inserting immediately after the word forfeiture where it last appears in Article 17.39. 1. the following language:

"and the full payment to the court the amount of such bond so forfeited,"

The amendment was read.

Question on the adoption of the amendment, "Yeas" and "Nays" were demanded.

The amendment failed of adoption by the following vote:

Yeas—4

Bernal Mauzy
Harrington Schwartz

Nays—23

Aikin Jordan
Bates Moore
Berry Parkhouse
Brooks Patman
Christie Ratliff
Cole Reagan
Creighton Strong
Grover Wade
Hardeman Watson
Hazlewood Wilson
Herring Word
Hightower

Absent

Blanchard Connally

Absent—Excused

Hall Kennard

Senator Hardeman offered the following amendment to the bill:

Amend C. S. S. B. No. 249, Sec. 1 by changing the figure 17.39 in lines 40 and 41 to "22.01a" and strike the word "seventeen" and insert the word "twenty-two."

The amendment was read and was adopted.

On motion of Senator Hightower and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

Committee Substitute Senate Bill 249 on Third Reading

Senator Hightower moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that C. S. S. B. No. 249 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Jordan
Bates	Kennard
Bernal	Mauzy
Berry	Moore
Brooks	Parkhouse
Christie	Patman
Cole	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hardeman	Wade
Harrington	Watson
Hazlewood	Wilson
Herring	Word
Hightower	

Absent

Blanchard

Absent—Excused

Hall

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Joint Resolution 19 on Second Reading

On motion of Senator Bernal and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. J. R. No. 19, Proposing an amendment to Article IX of the Constitution of the State of Texas, by adding thereto a new Section 3A to provide for the adoption by Bexar County of a home rule charter.

The resolution was read second time.

Senator Berry offered the following amendment to the resolution:

Amend Senate Joint Resolution No. 19 by striking all below the resolving clause and substituting the following:

Section 1. That Section 3, Article IX, Constitution of the State of Texas, be amended to read as follows:

"Section 3. Any qualified voter of any county in this state who desires to move for the adoption of a County Charter hereunder may procure and present to the commissioners court of the county a petition signed by a number of qualified voters equal to ten percent (10%) of the number voting in the said county in the last general election for county judge. Within ten days after receipt of such petition the commissioners court shall authorize the creation of a County Charter Commission. The commissioners court of said county may also, by passage of an appropriate resolution, call for the creation of a County Charter Commission.

"Within five days after the authorization of a County Charter Commission, as provided above, the commissioners court shall so notify the district judges of the county whose duty it shall be to appoint, within ten days after notification, a Charter Commission composed of fifteen members. The commissioners court shall authorize the employment of such employees and consultants and shall provide such funds as it may deem necessary to expedite the work of the

Charter Commission. The Charter Commission shall prescribe its own rules of organization and procedure; provided that it shall hold the public hearings herein required, and, at a time not less than sixty days nor more than three hundred twenty days after its organization, shall have prepared a complete proposed County Charter, and shall certify the same to the commissioners court. Before certifying the said charter to the commissioners court the Charter Commission shall hold at least two public hearings duly publicized in at least one newspaper of general circulation within the county, and shall also have said charter publicized in at least one newspaper of general circulation within the county.

"When a proposed Charter has been certified, the commissioners court shall, within not less than sixty days, nor more than ninety days from the date of certification, provide for submission of the Charter to the qualified voters of the county at an election called for that purpose; and if a majority of those voting on the issue in the county as a whole approve the Charter, the same shall be declared to be adopted and to be in effect after such procedures, at such time, and under such conditions, as may be provided for in the adopted Charter. Upon adoption of such a Charter, the county shall be a body corporate and politic. If the Charter is not adopted the existing governmental structure and system will be maintained.

"(1) Said Charter shall provide the form of county government. It shall create a governing body for the county government and prescribe the powers and duties of the governing body, and provide for the election, removal and compensation and terms of office, not exceeding four years, of the members of the governing body.

"(2) Said Charter shall provide for such other officers or employees of the county as may be deemed necessary or appropriate and may create, consolidate, organize, reorganize or abrogate any office or department of the county, whether created by other provisions of this Constitution or by statute, define the duties and jurisdiction thereof, fix the compensation for service therein, prescribe the manner of selection, and the time, qualifications and conditions for tenure of any such office or employment.

"(3) Said Charter shall provide for the rendition and performance, through some officers or employees of the county, or otherwise, all the duties, services and functions of the state government which are or may be required of counties by the Constitution or general laws.

"(4) Said Charter shall not affect members of the State Legislature, or any judicial officers of the State District Courts, or the judicial functions of the County Judge or the County Courts at Law, or the office or functions of the District Attorney in enforcement of criminal laws, nor any office whatsoever required by the laws of the state to be filled by an election or appointment from a district embracing more than one county.

"(5) Said Charter shall provide for its amendment or repeal by a majority vote of the qualified voters; provided that no Charter may be amended or repealed more often than every two years. If repealed the county shall not revert to the same governmental status as all other counties but said Charter shall remain in effect until such new petition of the voters has been presented and a new Charter written.

"(6) Said Charter may provide for the exercise of governmental powers, including, but not limited to, those powers granted to counties and to a home rule city by any provisions of the Constitution or by general law; providing that no ad valorem property tax for any purpose shall ever be lawful for any one year which shall exceed the maximum rate authorized for counties generally, except that in the event of an assumption of the powers and duties and functions of any city, town, village, district, or other political subdivision of the county, as authorized herein, it shall be lawful for the county to levy within said political subdivision an additional ad valorem tax not to exceed the tax which said city, town, village, district, or other political subdivision is authorized by law to levy, assess and collect.

"(7) Said Charter may provide for the assumption of the powers, duties, and functions, either governmental or proprietary, in whole or in part, of any city, town, village, district, or other political subdivision of the county with the consent of a majority of the qualified voters of such city,

town, village, district, or other political subdivision voting at an election held for that purpose. The Charter shall provide that when it is proposed that the county assume all of its powers, duties and functions of a political subdivision which has bonded indebtedness outstanding, said proposal shall be submitted to the qualified taxpaying voters of the county at an election, at which there shall be separately submitted an issue as to whether or not the county shall assume and pay said indebtedness; but if a majority of the qualified taxpaying voters voting in said election shall vote against assumption of said indebtedness, the assumption of powers, duties and functions shall fail; and if a majority of the qualified taxpaying voters voting in such an election shall vote in favor of assumption of said indebtedness, and if said assumption of powers is approved by a majority of the qualified voters of the yielding governmental subdivision voting in said election, then said indebtedness shall become a valid and subsisting obligation of the county and the county shall provide for its retirement.

"(8) This Amendment shall be deemed in all things self-executing except that no Charter provision adopted pursuant to this Amendment shall be effective insofar as it is in conflict with any general act of the Legislature prohibiting the exercise of such power by all counties, nor shall any provision of said Charter be effective insofar as it conflicts with any general act of the Legislature expressly regulating counties which have adopted home rule charters."

Sec. 2. The foregoing constitutional amendment shall be submitted to a vote of the qualified electors of this state at a general election to be held in November 1968, at which election the ballot shall have printed thereon the following:

"FOR the Constitutional Amendment relating to adoption of county home rule charters."

"AGAINST the Constitutional Amendment relating to adoption of county home rule charters."

Sec. 3. The Governor of Texas shall issue the necessary proclamation for the election and this amendment shall be publicized in the manner and for the length of time as required by the Constitution and laws of this state.

The amendment was read.

On motion of Senator Bernal the amendment was tabled by the following vote:

Yeas—23

Aikin	Kennard
Bates	Mauzy
Bernal	Parkhouse
Blanchard	Patman
Brooks	Ratliff
Christie	Reagan
Cole	Strong
Creighton	Wade
Grover	Watson
Harrington	Wilson
Herring	Word
Hightower	

Nays—6

Berry	Jordan
Connally	Moore
Hardeman	Schwartz

Absent

Hazlewood

Absent—Excused

Hall

Question on the passage of S. J. R. No. 19 to engrossment, the resolution failed to pass to engrossment.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 54, Requesting a committee to be made up of five members to be appointed by the Speaker of the House of Representatives and five members to be appointed by the Lieutenant Governor; said committee to be composed of three members of the House, three members of the Senate and four members of the Public at Large, to study the common-law doctrine of charitable immunity.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Joint Resolution 36 on Second Reading

Senator Bernal asked unanimous consent to suspend the regular order of business and take up S. J. R. No. 36 for consideration at this time.

There was objection.

Senator Bernal then moved to suspend the regular order of business and take up S. J. R. No. 36 for consideration at this time.

The motion prevailed by the following vote:

Yeas—19

Aikin	Jordan
Bates	Mauzy
Bernal	Patman
Berry	Ratliff
Brooks	Reagan
Christie	Schwartz
Cole	Strong
Grover	Wilson
Harrington	Word
Hightower	

Nays—8

Blanchard	Moore
Creighton	Parkhouse
Hardeman	Wade
Herring	Watson

Absent

Connally	Kennard
Hazlewood	

Absent—Excused

Hall

The President laid before the Senate on its second reading and passage to engrossment:

S. J. R. No. 36, Proposing a constitutional amendment authorizing establishment of a civil service system for county employees in Bexar County.

The resolution was read second time and was passed to engrossment.

Record of Votes

Senators Herring, Parkhouse, Creighton, Wade, Moore, Watson Hardeman and Reagan asked to be recorded as voting "Nay" on the passage of the resolution to engrossment.

Motion to Place Senate Joint Resolution 36 on Third Reading

Senator Bernal moved that the Constitutional Rule and Senate Rule 32 requiring resolutions to be read on three several days be suspended and that S. J. R. No. 36 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

Yeas—19

Aikin	Hightower
Bates	Jordan
Bernal	Mauzy
Berry	Patman
Brooks	Ratliff
Christie	Schwartz
Cole	Strong
Grover	Wilson
Harrington	Word
Hazlewood	

Nays—9

Blanchard	Parkhouse
Creighton	Reagan
Hardeman	Wade
Herring	Watson
Moore	

Absent

Connally	Kennard
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Absent—Excused

Hall

Bills and Resolution Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bills and resolution:

H. J. R. No. 37, Proposing an Amendment to Article IX of the Constitution of the State of Texas, to permit municipalities, other political subdivisions, and State supported entities located within hospital districts to participate in the establishment, maintenance, support, or operation of mental health services or mental retardation services or public health services.

H. B. No. 581, A bill to be entitled "An Act relating to title insurance companies; amending and revising Chapter 9, Texas Insurance Code; and declaring an emergency."

H. B. No. 430, A bill to be entitled "An Act relating to the creation, administration, powers, duties and financing of the North Cherokee County Hospital District, providing a severability clause; and declaring an emergency."

H. B. No. 367, A bill to be entitled "An Act amending Article 1152, Revised Civil Statutes of Texas, 1925, providing methods of publication of ordinances and bylaws of towns and villages incorporated and operating under Chapter 11, Title 28, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

H. B. No. 383, A bill to be entitled "An Act relating to courses in police administration and fire protection administration in the senior high schools of certain independent school districts; and declaring an emergency."

H. B. No. 328, A bill to be entitled "An Act to amend the Insurance Code of Texas, as amended, by adding a new article designated as Article 3.72; to authorize the issuance of contracts of insurance on a variable annuity basis subject to rules and regulations of the State Board of Insurance; etc., and declaring an emergency."

H. B. No. 398, A bill to be entitled "An Act relating to the permissible tax rate in certain common school districts; amending Chapter 226, Acts of the 52nd Legislature, 1951 (Article 2802i-29, Vernon's Texas Civil Statutes), by adding a new Section 1A; and declaring an emergency."

H. B. No. 593, A bill to be entitled "An Act amending Section 5 of Chapter 203, page 402, Acts of the 57th Legislature, Regular Session, 1961, codified as Article 8280-249 of the Vernon's Texas Civil Statutes as it relates to Brookshire-Katy Drainage District so as to provide for an increase in the tax rate; and declaring an emergency."

H. B. No. 645, A bill to be entitled "An Act placing the wildlife resources of Duval County, except antlerless deer, under the regulatory authority of the Parks and Wildlife Commission; amending Sections 1 and 14, Chapter 287, Acts of the 58th Legislature, 1963; repealing local laws in conflict; and declaring an emergency."

H. B. No. 832, A bill to be entitled "An Act relating to reports filed with the Comptroller; amending Article 1.13, Chapter 1, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

H. B. No. 837, A bill to be entitled "An Act relating to use of the jury wheel in certain counties; amending Subsection (e), Article 2094, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency."

H. B. No. 1023, A bill to be entitled "An Act amending Section 1, Chapter 59, General Laws, Acts of the 39th Legislature, Regular Session, 1925 (Article 2922a, Vernon's Texas Civil Statutes), as amended; relating to rural high schools and the scholastic population for annexation; and declaring an emergency."

H. B. No. 1034, A bill to be entitled "An Act authorizing the Parks and Wildlife Department to purchase or receive by gift certain land in Calhoun County; providing for the creation of a state park and for its development, operation, and maintenance; and declaring an emergency."

H. B. No. 1105, A bill to be entitled "An Act relating to pension systems for policemen in certain cities, etc., and declaring an emergency."

H. B. No. 1207, A bill to be entitled "An Act relating to use of convict labor on the Alabama-Coushatta Indian Reservation; amending Chapter 279, Acts of the 59th Legislature, Regular Session, 1965 (Article 5421z, Vernon's Texas Civil Statutes), to add a new Section 10A; and declaring an emergency."

H. B. No. 1234, A bill to be entitled "An Act relating to hunting quail in Leon County, etc., and declaring an emergency."

H. B. No. 1238, A bill to be entitled "An Act relating to increasing the fees for application and examination before the Board of Vocational Nurse Examiners to Fifteen Dollars (\$15.00), by amending Chapter 47, Acts of the 55th Legislature, 1954, as amended (Article 4528c, Section 9, Vernon's Texas Civil Statutes); and declaring an emergency."

S. B. No. 464, A bill to be entitled

"An Act directing the Board of Regents of the University of Texas to establish and maintain an Institute for Urban Studies in the Fort Worth-Dallas metropolitan area, etc., and declaring an emergency."

S. B. No. 451, A bill to be entitled "An Act amending Section 1 of Chapter XIII, page 525, Acts of the 12th Legislature, perfecting title to certain property of the City of Austin; and declaring an emergency."

S. B. No. 425, A bill to be entitled "An Act authorizing additional trustees for public junior college districts originally created as county junior college districts which have been enlarged by addition of two (2) or more counties or parts of thereof; fixing terms of trustees and providing for election and appointment; authorizing appointments to fill vacancies providing Act shall be cumulative of existing laws; providing partial invalidity shall not affect remainder of Act; and declaring an emergency."

S. B. No. 292, A bill to be entitled "An Act concerning an optional retirement program for teachers and administrative personnel employed by State-supported institutions of higher education and annuity and insurance contracts issued for these and related purposes, and declaring an emergency."

Conference Committee on House Bill 514

Senator Brooks called from the President's Table for consideration at this time, the request of the House for a Conference Committee to adjust the differences between the two Houses on H. B. No. 514 and moved that the request be granted.

The motion to grant the request prevailed.

Accordingly, the President announced the appointment of the following as a Conference Committee on the part of the Senate on H. B. No. 514:

Senators Brooks, Kennard, Jordan, Mauzy and Ratliff.

Senate Bill 542 on Second Reading

On motion of Senator Cole and by unanimous consent the President laid before the Senate as unfinished busi-

ness S. B. No. 542 on its second reading and passage to engrossment (the bill having been read second time on Tuesday, May 2, 1967 with an amendment by Senator Moore pending).

Question—Shall the amendment by Senator Moore to S. B. No. 542 be adopted?

The amendment was adopted.

Senator Moore offered the following amendment to the bill:

Amend Section 2 of S. B. No. 542 at line 66 by inserting the words "or an optometrist licensed to practice optometry in this state," after the word "state" and before the word "such" on line 66.

The amendment was read and was adopted.

On motion of Senator Cole and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

Record of Votes

Senators Mauzy, Herring, Reagan and Hazlewood asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

Motion to Place Senate Bill 542 on Third Reading

Senator Cole moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 542 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

Yeas—22

Aikin	Hardeman
Bates	Harrington
Bernal	Jordan
Berry	Moore
Blanchard	Parkhouse
Brooks	Patman
Christie	Ratliff
Cole	Schwartz
Connally	Strong
Creighton	Wade
Grover	Wilson

Nays—7

Hazlewood	Reagan
Herring	Watson
Hightower	Word
Mauzy	

Absent

Kennard

Absent—Excused

Hall

Senate Concurrent Resolution 9
on Second Reading

On motion of Senator Harrington and by unanimous consent, the regular order of business was suspended to take up for consideration at this time the following resolution:

S. C. R. No. 9, Providing for continuation of a Committee on Faculty Compensation in state-supported colleges and universities.

The resolution was read.

Senator Harrington offered the following Committee Amendment to the resolution:

Amend Senate Concurrent Resolution No. 9, Section 3, by deleting the word "Sixtieth" in the final line of the section and inserting the word "Sixty-first" between the words "the" and "Texas."

The Committee Amendment was read and was adopted.

The resolution as amended was then adopted.

Senate Bill 329 on Second Reading

Senator Watson asked unanimous consent to suspend the regular order of business and take up S. B. No. 329 for consideration at this time.

There was objection.

Senator Watson then moved to suspend the regular order of business and take up S. B. No. 329 for consideration at this time.

The motion prevailed by the following vote:

Yeas—20

Aikin	Bernal
Bates	Berry

Blanchard	Parkhouse
Brooks	Ratliff
Christie	Reagan
Creighton	Strong
Hardeman	Wade
Herring	Watson
Hightower	Wilson
Moore	Word

Nays—8

Connally	Jordan
Grover	Mauzy
Harrington	Patman
Hazlewood	Schwartz

Absent

Cole

Kennard

Absent—Excused

Hall

The President laid S. B. No. 329 before the Senate as Unfinished Business on its second reading and passage to engrossment (the bill having been read the second time on Monday, April 3, 1967).

Question—Shall S. B. No. 329 be passed to engrossment?

Message From the House

Hall of the House of Representatives,
Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 123, Requesting the Senate to return H. C. R. No. 94 to the House.

The House has concurred in Senate amendments to House Bill No. 596 by a vote of 141 ayes, 0 noes.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Reports of Standing Committee

Senator Christie by unanimous consent submitted the following reports:

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Coun-

ties, Cities and Towns, to which was referred H. B. No. 878, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CHRISTIE, Vice-Chairman.
WORD

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns to which was referred H. B. No. 419, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CHRISTIE, Vice-Chairman.
WORD

House Bill 878 Ordered Not Printed

On motion of Senator Blanchard and by unanimous consent H. B. No. 878 was ordered not printed.

Senate Bill 424 on Second Reading

On motion of Senator Aikin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 424, A bill to be entitled "An Act limiting the increase of rates by local mutual aid associations and burial associations; amending Section 4 of Article 14.23 and Article 14.45, Texas Insurance Code, as amended; and declaring an emergency."

The bill was read second time.

Senator Aikin offered the following Committee Amendment to the bill:

Amend S. B. No. 424 by striking out all of the same below the enacting clause and substituting in lieu thereof the following:

"Section 1. Sec. 7, Art. 14.25, Texas Insurance Code, as last amended by Acts 1965, 59th Legislature, Regular Session, page 457, Chapter 234, Section 3 is amended to read as follows:

"Sec. 7. Any other provision of this Chapter 14, of this Insurance Code, as amended, notwithstanding, the following limitations shall apply

to the right of any association or company governed hereby to increase rates, to-wit:

"a) On any life policy heretofore issued and in force and with respect to which no permissive deficiency reserve, pursuant to Art. 14.15 of this Chapter 14, exists, the rate on any such life policy may not, during any consecutive five (5) year period, commencing on or after the effective date of this Act, be increased more than 100% of the rate charged the insured at the beginning of such consecutive five year period; and

"b) On any life policy heretofore issued and in force and with respect to which there is now an existing permissive deficiency reserve, pursuant to Art. 14.15 of this Chapter 14, and which permissive deficiency reserve is hereafter eliminated, the rate on any such life policy may not, during any consecutive five (5) year period, commencing on or after the date of the elimination of such permissive deficiency reserve, be increased more than 100% of the rate charged the insured at the beginning of such consecutive five year period; and

"c) On any life policy issued and in force after the effective date hereof, the rate on any such life policy may not, during any consecutive five (5) year period commencing on or after the issue date of such policy, be increased more than 100% of the rate charged the insured at the beginning of such consecutive five (5) year period."

"Section 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and that this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted."

The Committee Amendment was read and was adopted.

On motion of Senator Aikin and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

Record of Vote

Senator Grover asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

Senate Bill 424 on Third Reading

Senator Aikin moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 424 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Hightower
Bates	Mauzy
Bernal	Moore
Berry	Parkhouse
Blanchard	Patman
Christie	Ratliff
Cole	Reagan
Creighton	Schwartz
Hardeman	Strong
Harrington	Wade
Hazlewood	Wilson
Herring	Word

Nays—2

Grover Watson

Absent

Brooks Jordan
Connally Kennard

Absent—Excused**Hall**

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Concurrent Resolution 123 on Second Reading

The President laid before the Senate the following resolution:

H. C. R. No. 123, Requesting the Senate to return H. C. R. No. 94 to the House.

The resolution was read.

By unanimous consent the resolution was considered immediately and was adopted.

Senate Bill 41 on Second Reading

On motion of Senator Word and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 41, A bill to be entitled "An Act amending Texas Banking Code, stock option plans, branch banks, etc., and declaring an emergency."

The bill was read the second time.

Senator Bates offered the following amendment to the bill:

Amend S. B. No. 41 by deleting all of Section 6 and substituting in lieu thereof, the following:

Section 6. Chapter IX, Article 3, as amended, of The Texas Banking Code of 1943, codified as Article 342-903, Vernon's Texas Civil Statutes, is hereby amended so as to hereafter read as follows:

"Article 3. Branch Banking Prohibited. No State, National or private bank shall engage in business in more than one place, maintain any branch office, or cash checks or receive deposits except in its own banking house. For purpose of this Article 'banking house' means the building in whose offices the business of the bank is conducted and which is functionally one place of business, including drive-in banking facilities only whose nearest wall is located within five hundred (500) feet of the nearest wall of the central building and which are (1) physically connected to the central building by tunnel, passage-way or hallway providing direct access between the central building and the connected office facility or by pneumatic tube or other similar carrier, or (2) adjacent to the central building and physically connected to it by permanent roof. The entire banking house shall for all purposes under the law be considered one integral banking house."

The amendment was read.

Question on the adoption of the amendment, "Yeas" and "Nays" were demanded.

The amendment failed of adoption by the following vote:

Yeas—8

Bates	Hardeman
Bernal	Mauzy
Berry	Moore
Grover	Schwartz

Nays—16

Aikin	Patman
Brooks	Ratliff
Christie	Reagan
Connally	Strong
Creighton	Wade
Harrington	Watson
Hightower	Wilson
Parkhouse	Word

Absent

Blanchard	Herring
Cole	Jordan
Hazlewood	Kennard

Absent—Excused

Hall

Senator Bates offered the following amendment to the bill:

Amend S. B. No. 41 by deleting all of Section 6 and substituting in lieu thereof, the following:

Section 6. Chapter IX, Article 3, amended, of The Texas Banking Code of 1943, codified as Article 342-903, Vernon's Texas Civil Statutes, is hereby amended so as to hereafter read as follows:

"Article 3. Branch Banking Prohibited. No State, National or private bank shall engage in business in more than one place, maintain any branch office, or cash checks or receive deposits except in its own banking house. For purpose of this Article 'banking house' means the building in whose offices the business of the bank is conducted and which is functionally one place of business, including one remote facility whose nearest wall is located within five hundred (500) feet of the nearest wall of the central building and which are (1) physically connected to the central building by tunnel, passageway, or hallway providing direct access between the central building and the connected office facility or by pneumatic tube or other similar carrier, or (2) adjacent to the central building and physically connected to it by permanent roof. The entire banking house shall for all purposes under

the law be considered one integral banking house."

The amendment was read.

Question—Shall the amendment by Senator Bates to S. B. No. 41 be adopted?

Senate Bill 204 With House Amendments

Senator Herring called S. B. No. 204 from the President's Table for consideration of the House amendments to the bill.

The President laid the bill and the following House amendments before the Senate:

Committee Amendment 1

Amend S. B. No. 204, Section 3, subsection (b) by adding the following sentence at the end of subsection (b):

Nothing in this Act shall be construed as affecting the ownership, or the rights of owners of the land, in under-ground water.

Committee Amendment 2

Amend S. B. No. 204, Section No. 15, subsection (5), under subsection C by changing the period at the end of the last sentence to a semicolon and adding the following:

... and the Texas Water Development Board and the Texas Water Well Drillers Board shall continue to exercise the authority granted to them in Chapter 264, Acts of the 59th Legislature, Regular Session, 1965 (Article 7621e, Vernon's Texas Civil Statutes).

The House amendments were read.

Senator Herring moved that the Senate concur in the House amendments.

The motion prevailed.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 72, A bill to be entitled "An Act authorizing Boards of Trustees of independent school districts, rural high school districts and common school districts, and their administrative personnel, to consult with teachers with respect to matters of educational policy and conditions of employment, and to adopt and make reasonable rules, regulations and agreements to provide for such consultation, and declaring an emergency."

(With Amendment.)

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Memorial Resolutions

S. R. No. 573—By Senators Watson and Herring: Memorial resolution for John D. Mann.

S. R. No. 574—By Senator Watson: Memorial resolution for C. Harrell Harrison.

S. R. No. 575—By Senator Watson: Memorial resolution for William O. Kennedy.

S. R. No. 577—By Senator Watson: Memorial resolution for J. W. (Mr. Jim) Gilliam (amended).

S. R. No. 578—By Senator Watson: Memorial resolution for Mrs. James H. (Pearl) Marecle.

S. R. No. 596—By Senator Watson: Memorial resolution for C. L. Pittman.

S. R. No. 597—By Senator Watson: Memorial resolution for Mrs. Lois Burnett Bigbee.

S. R. No. 598—By Senator Watson: Memorial resolution for Homer T. Wilson.

Welcome and Congratulatory Resolutions

S. R. No. 570—By Senator Moore: Extending welcome to instructors, advisors and students of Texas A. and M. University Political Forum.

S. R. No. 571—By Senators Grover and Cole: Extending welcome to teachers and students of Eighth Grade class of Holy Name School of Houston.

S. R. No. 576—By Senator Bernal: Extending welcome to teacher and students of Harry S. Truman Junior High School of San Antonio.

S. R. No. 579—By Senator Herring: Extending welcome to students and teachers of Molly Dawson Elementary School of Austin.

S. R. No. 580—By Senator Christie: Extending congratulations to Eugene T. Edwards.

S. R. No. 581—By Senator Christie: Extending congratulations to Ben R. Howell.

S. R. No. 582—By Senator Christie: Extending congratulations to Judge Charles Windberg, Jr.

S. R. No. 583—By Senator Christie: Extending congratulations to Judge R. E. Thomason.

S. R. No. 584—By Senator Christie: Extending congratulations to Judge David E. Mulcahy.

S. R. No. 585—By Senator Bernal: Extending welcome to teachers and students of Holy Rosary Catholic School of San Antonio.

S. R. No. 586—By Senator Word: Extending welcome to teachers and students of Sidney High School.

S. R. No. 587—By Senator Christie: Extending congratulations to Allen R. Grambling.

S. R. No. 588—By Senator Christie: Extending congratulations to Travis White.

S. R. No. 589—By Senator Watson: Extending welcome to Dr. Jack D. Thornton and Dr. Melvin Garrett.

S. R. No. 590—By Senator Watson: Extending welcome to Tom Chriswell.

S. R. No. 592—By Senator Cole: Extending welcome to Mr. and Mrs. Eugene Bodner and Miss Karen Bodner.

S. R. No. 593—By Senator Christie: Extending congratulations to J. C. Brooke.

S. R. No. 594—By Senator Christie: Extending congratulations to Eugene R. Smith.

S. R. No. 595—By Senator Chris-

tie: Extending congratulations to R. B. Redic.

S. R. No. 599—By Senator Watson: Extending welcome to Earl Bracken, Jr.

Adjournment

On motion of Senator Hardeman the Senate at 4:02 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

APPENDIX

Reports of Standing Committee

Senator Hardeman submitted the following reports:

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 285, "An Act providing for the sale of certain unsold school land and the issuance of patent to the City of Port Arthur with all oil, gas, and other minerals reserved to the state, along with leasing rights; and containing an emergency clause." has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 395, "An Act authorizing the Texas Employment Commission to sell and convey certain land located in the City of Corpus Christi, Nueces County, Texas; prescribing the procedure, terms and conditions of sale; disposition of the proceeds; and declaring an emergency." has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 187, "An Act relating to counties eligible to use jury wheels in selecting jurors; adding Subsection (k) to Article 2094, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency."

has carefully examined same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 166, "An Act relating to the cost of artificial appliances furnished to employees by the Texas Employer's Insurance Association; amending Section 7-e, Article 8306, Revised Civil Statutes of Texas, 1925, as added; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 451, "An Act amending Section 1 of Chapter XIII, page 525, Acts of the 12th Legislature, perfecting title to certain property of the City of Austin; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 464, "An Act directing the Board of Regents of The University of Texas to establish and

maintain an Institute for Urban Studies in the Fort Worth-Dallas metropolitan area and the Board of Regents of the University of Houston to establish and maintain an Institute for Urban Studies in the Houston metropolitan area; providing for the duties of said Institutes; providing for organization and administration of said Institutes; authorizing the acceptance and use of funds, property and services by said Institutes; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 425, "An Act authorizing additional trustees for public junior college districts originally created as county junior college districts which have been enlarged by addition of parts of two (2) or more counties; fixing terms of trustees and providing for election and appointment; authorizing appointments to fill vacancies; providing Act shall be cumulative of existing laws; providing partial invalidity shall not affect remainder of Act; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 292, "An Act concerning an optional retirement program for teachers and administrative personnel employed by state-supported institutions of higher education and annuity and insurance contracts issued for these and related purposes; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Sent to Governor

May 9, 1967

S. B. No. 166

S. B. No. 395

S. B. No. 187

S. B. No. 285

S. C. R. No. 62

S. C. R. No. 65

S. C. R. No. 66

FIFTY-EIGHTH DAY

(Wednesday, May 10, 1967)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Hightower
Bates	Jordan
Bernal	Mauzy
Berry	Moore
Blanchard	Parkhouse
Brooks	Patman
Christie	Ratliff
Cole	Reagan
Connally	Schwartz
Creighton	Strong
Grover	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

Absent—Excused

Hall Kennard

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leaves of Absence

Senator Kennard was granted leave of absence for today on account of illness in the family on motion of Senator Wilson.

Senator Hall was granted leave of absence for today on account of illness in the family on motion of Senator Word.